

**AGENDA**  
**PERSONNEL BOARD MEETING**

**October 12, 2015**  
**9:30 a.m.**

1. **Call to Order**
2. **Reading of the Minutes of Regular Meeting held September 11, 2015**  
Minutes Signed
3. **Executive Director and Secretary's Report**
4. **Report of the Personnel Cabinet**  
  
\*\*101 KAR 1:325 Probationary periods  
\*\*--Request from Department of Corrections
5. **Motions**
  - A. Sandra McKinney v. Justice and Public Safety Cabinet/Corrections  
--Appellant's Motion to Reconsider  
--Appellee's Response to Motion to Reconsider
6. **Oral Arguments**
  - A. **Michael Blasi v. Tourism, Arts & Heritage Cabinet/Parks**  
(Request by Appellee)
  - B. **Laurie Jones v. Cabinet for Health and Family Services**  
(Request by Appellant)
  - C. **James Patrick Stipes v. Tourism, Arts and Heritage Cabinet**  
(Request by Appellee)
7. **Investigations**  
  
Anonymous Request for Investigation  
--GAPS response
8. **Closed Session**
9. **Open Session**

10. **Cases to be Decided**

- A. **Michael Blasi v. Tourism, Arts & Heritage Cabinet/Parks (2014-306)**  
(Dismissal – Unsatisfactory Performance of job duties –  
Sustained – reinstated to same position with a 30-day suspension)  
--Appellee's Exceptions and Request for Oral Argument  
--Appellant's Response
- B. **Laurie Jones v. Cabinet for Health and Family Services (2015-121)**  
(5-Day Suspension – Untimely filed, no jurisdiction - Dismissed)  
--Appellant's Exceptions and Request for Oral Argument  
-- Appellee's Response and Request for Oral Argument
- C. **James Patrick Stipes v. Tourism, Arts and Heritage Cabinet (2014-134)**  
(Involuntary Transfer, Age Discrimination – Sustained)  
--Appellee's Exceptions and Request for Oral Argument  
--Appellant's Response
- D. **Sandra McKinney v. Justice and Public Safety Cabinet/Corrections (2014-313)** (Dismissal – Poor work performance – Dismissed)  
-- Appellant's Motion to Reconsider  
-- Appellant's Exceptions  
--Appellee's Response to Motion to Reconsider  
--Appellee's Response to Exceptions and Request for Oral Argument  
(Request for Oral Argument untimely)
- E. **Donald Arvin and Michael Grubbs v. Transportation Cabinet, Personnel Cabinet and Clarence Lawson (2014-109 and 2014-095) (on remand from Board)** (Promotion appeals sustained to the extent of re-opening the position)  
**[Deferred from September]**  
--Intervenor's Exceptions and Request for Oral Argument  
--Appellee Transportation Cabinet's Exceptions  
--Appellant Grubbs' Response
- F. **Johnny Ware v. Cabinet for Health and Family Services (2014-316)** (5-day suspension for poor work performance – appeal sustained)  
**[Deferred from September]**  
--Appellee's Exceptions and Request for Oral Argument
- G. **Rita J. Ewashko v. KHEAA (2015-057)**  
(Dismissal per KRS 164A.011 and verbal abuse by coworker – Dismissed)
- H. **Teresa Hall v. Finance and Administration Cabinet (2014-217)**  
(15-Day Suspension – Lack of good behavior – Dismissed)
- I. **Bobby Lang v. Justice and Public Safety Cabinet/Juvenile Justice (2015-071)**  
(Dismissal – Poor work performance, misconduct, poor time and attendance – Dismissed)

- J. **Boualone Niravong v. Cabinet for Health and Family Services (2015-036 and 2015-123)** (2 appeals) (Disciplinary fines – Lack of good behavior – Dismissed)
- K. **Ray Sandy v. Justice and Public Safety Cabinet/Corrections & Hobart Huddleston (2014-079 & 2014-107) (2 APPEALS)**  
(Unfair interview process, retaliation and nepotism – Dismissed)
- L. **Karen L. Southard v. Cabinet for Health and Family Services (2015-105)**  
(Probationary Dismissal– Dismissed)
- M. **Richard Spears v. Cabinet for Health and Family Services & James Bray (2015-021)**  
(Discrimination, Applicant Rejection – Dismissed)

**Show Cause Orders – No Response Filed – Appeals Dismissed**

- A. Bianca Shoulders v. Justice and Public Safety Cabinet/Juvenile Justice
- \*\*\* B. Charles Willhite v. Justice and Public Safety Cabinet/Corrections

**11. Withdrawals**

- A. Fred Bogar v. Transportation Cabinet
- B. Richey Cline v. Transportation Cabinet
- C. Laura Conway v. Cabinet for Health and Family Services
- D. Timothy Keel v. Justice and Public Safety Cabinet/Corrections
- E. Charles Walters v. Cabinet for Health and Family Services
- F. William Wright v. Energy and Environment Cabinet

**12. Settlements**

- A. Carla Brinley v. Cabinet for Health and Family Services
- B. Robert C. Stephens v. Finance and Administration Cabinet
- C. Brad Trivette v. Energy and Environment Cabinet
- \*\*\* D. Yunia Rodriguez-Pavon v. Cabinet for Health and Family Services
- \*\*\* E. Nathan Aseltine v. Justice and Public Safety Cabinet/Corrections

**13. Other**

Election of Officers